

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

LAWANA THOMAS

Plaintiff,

v.

CONN APPLIANCES, INC.,

Defendant.

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CIVIL ACTION NO. 3:16-cv-01970M

STIPULATION OF DISMISSAL

Plaintiff Lawana Thomas (“Plaintiff”) and Defendant Conn Appliances, Inc. (“Conn’s”) files this Stipulation of Dismissal and would show the Court as follows:

1. Plaintiff filed her Original Complaint July 6, 2016, alleging violations under the Telephone Consumer Protection Act, 47 U.S.C. § 227 *et seq.* in connection with Conn’s attempt to collect on a debt.

2. Plaintiff purchased merchandise from Conn’s in exchange for a promise of payment. The Parties memorialized the financing terms in a retail installment contract that Plaintiff signed. The retail installment contract contains an arbitration provision that covers all claims arising from Plaintiff’s debt. Because the claims in Plaintiff’s Complaint fall within the scope of this provision, the parties have agreed to move this case to arbitration.

IT IS THEREFORE **AGREED AND STIPULATED** as follows:

- i. Plaintiff’s claims are subject to binding arbitration.
- ii. The parties request the Court order this action to arbitration and dismiss this action without prejudice.

Dated: October 17th, 2016

Respectfully submitted,

By: /s/ Michael A. Harvey

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on October 17th, 2016, a true and correct copy of forgoing document was electronically filed via the Court's CM/ECF filing system and served on all counsel of record.

/s/ Michael Harvey

Michael Harvey